

MAR 14 2013

JULIA C. DUDLEY, CLERK  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

UNITED STATES OF AMERICA

) Case No. 4:05-cr-00008-7

) Case No. 4:06-cr-00001-1

v.

) ORDER

CESAR HUERTA CANTU,  
Petitioner.

) By: Hon. Jackson L. Kiser  
) Senior United States District Judge

In accordance with the written Memorandum Opinion entered this day, it is hereby

**ORDERED**

that the United States' motion to dismiss is **GRANTED**; petitioner's motion to vacate, set aside, or correct sentence, pursuant to 28 U.S.C. § 2255, is **DISMISSED**; a certificate of appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to petitioner and counsel of record for the United States.

ENTER: This 14<sup>th</sup> day of March, 2013.

*Jackson L. Kiser*  
Senior United States District Judge